

FEDERAL COMMUNICATIONS COMMISSION
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MEDIA BUREAU
AUDIO DIVISION
APPLICATION STATUS: (202) 418-2730
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March 1, 2010

Susan A. Marshall, Esq.
Fletcher, Heald & Hildreth, P.L.C.
1300 North 17th Street, 11th Floor
Arlington, Virginia 22209-3801

Re: Cochise Media Licenses LLC
KPAU(FM), Center, Colorado
Facility Identification Number: 164122
Special Temporary Authority

Dear Counsel:

This is in reference to the request filed February 26, 2010, on behalf of Cochise Media Licenses LLC ("CML"). CML requests special temporary authority ("STA") to operate Station KPAU with reduced power.¹ In support of the request, CML states that the license application filed by the previous licensee used an erroneous value for the antenna gain. CML requests STA for operation with reduced effective radiated power until it can install either a larger transmitter or an antenna with higher gain.

Section 73.1560(d), which governs reduced power operation, states:

In the event it becomes technically impossible to operate at authorized power, a broadcast station may operate at reduced power for a period of not more than 30 days without specific authority from the FCC. If operation at reduced power will exceed 10 consecutive days, notification must be made to the FCC in Washington, DC, Attention: Audio Division (radio) or Video Division (television), Media Bureau, not later than the 10th day of the lower power operation. In the event that normal power is restored within the 30 day period, the licensee must notify the FCC of the date that normal operation was restored. If causes beyond the control of the licensee prevent restoration of the authorized power within 30 days, a request for Special Temporary Authority (see Section 73.1635) must be made to the FCC in Washington, DC for additional time as may be necessary.

Our review indicates that the request complies with Section 73.1560(d).

Accordingly, the request for STA IS HEREBY GRANTED. Station KPAU may operate with reduced power. CML must notify the Commission when licensed operation is restored. CML

¹ KPAU is licensed for operation on Channel 278A (103.5 MHz) with effective radiated power of 0.46 kilowatt (H&V) and antenna height above average terrain of 8 meters.

must use whatever means are necessary to protect workers and the public from exposure to radio frequency radiation in excess of the Commission's exposure guidelines. *See* 47 CFR § 1.1310.

This authority expires on **September 1, 2010**.

STA Advisory: Section 309(f) of the Communications Act of 1934, as amended, authorizes the Commission to grant STA in cases of "extraordinary circumstances requiring temporary authorizations in the public interest and when delay in the institution of the temporary operations would seriously prejudice the public interest." However, Section 309(f) is not a means by which a licensee/permittee may circumvent established processing procedures which require the filing of an application, nor is it a means by which a broadcaster may enhance his facility or make operation more convenient for the broadcaster. Stations operating with less than licensed facilities under temporary authorities can be viewed as receiving the benefit of a larger protection area than that in which they are currently providing service.

Accordingly, Special Temporary Authorities by nature are to be temporary and are not intended for extended use. Licensees of stations operating under temporary authorities are reminded that timely restoration of permanent facilities is the responsibility of the licensee and should be undertaken expeditiously. Any request for extension of special temporary authorities carries an increased burden with each subsequent request.

Therefore, requests for extension of STA will be granted only where the licensee can show that one or more of the following criteria have been met:

- Restoration of licensed facilities is complete and testing is underway;
- Substantial progress has been made during the most recent STA period toward restoration of licensed operation; or
- No progress has been made during the most recent STA period for reasons clearly beyond the licensee's control, and the licensee has taken all possible steps to expeditiously resolve the problem.

Sincerely,

A handwritten signature in blue ink, appearing to read "Charles N. Miller", with a long horizontal flourish extending to the right.

Charles N. Miller, Engineer
Audio Division
Media Bureau

cc: Cochise Media Licenses LLC

FMQ OUTPUT**3/1/2010**

Facility ID: 164122

Callsign	Channel	Frequency	App_Arn	Dom Status	Owner Name:
KPAU	278	103.5	BLH-20090507ABO	LIC	COCHISE MEDIA LICENSES LLC

City:	State:	Country:	Service:
CENTER	CO	US	Assign

International Class:	International Status:	Station Class:	A	Main/Aux:
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Latitude:	N	37	47	20	Longitude:	W	106	6	43	ERP (kW)	MAX (kW)	HAAT (m)	RCAMSL (m)	RCAGL (m)
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Distance (km):	Horz	0.46	8	2332	10
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Non-DA	No beam tilt	Vert
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Antenna Make:	Antenna Model:	Antenna Rotation:	0
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Window Open Date:	Rule 73_215:	N	Cutoff Date:	Docket Number:
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Directional antenna tabulations:	Antenna Make:	Antenna Model:
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Total Records Found: 1 for KPAU